

2005 NOV 21 AM 9: 49

OFC. OF THE SECRETARIAT



One North End Avenue New York, New York 10282

BY ELECTRONIC TRANSMISSION

05-44 November 18, 2005

Ms. Jean A. Webb Secretary of the Commission Office of the Secretariat Commodity Futures Trading Commission Three Lafayette Centre 1155 21st Street, NW Washington, DC 20581

Re: Amendments to Rules 4.06, 4.07 and 16.03 -

Submission Pursuant to Section 5c(c)(1) of the Act and Regulation 40.6

Dear Ms. Webb:

Pursuant to Section 5c(c)(1) of the Commodity Exchange Act, as amended, and Commission Regulation 40.6, the Board of Trade of the City of New York, Inc. ("Exchange") submits, by written certification, amendments to Rules 4.06, 4.07 and 16.03, attached as Exhibit A.

Rules 4.06 and 4.07

The amendment to Rule 4.06 provides that for all Financial Contracts, other than the USDX[®], i.e., the Currency contracts, the closing call shall be the five (5) minute period prior to the close. The amendment to Rule 4.07 provides that trading in all Financial Futures and Options Contracts shall reopen on the Dublin Floor at 2:00 am New York time. Currently, it reopens at 3:00 am New York time.

Rule 16.03

The amendments to Rule 16.03 would provide that the Last Trading Day for the euroforint and dollar-forint futures contracts shall be the second Business Day prior to the 3rd Wednesday of the expiry. The effect of the amendment would be to provide for the same Last Trading Day as almost all of the other Currency futures contracts. Banks no longer need an extra day to process the forint withdrawals and deposits. The Exchange certifies that the amendments comply with the requirements of the Commodity Exchange Act and the rules and regulations promulgated thereunder.

-2-

The amendments were adopted by the Exchange's Board of Governors on November 17, 2005. The amendments will become effective on a date set by the President after filing with the Commisson. No substantive opposing views were expressed by members or others with respect to the amendments.

If you have any questions or need further information, please contact me at <u>jfassler@nybot.com</u> or 212-748-4084.

Sincerely,

Jill S. Fassler Vice President Associate General Counsel

cc: Riva Adriance
Thomas Leahy
CFTC, Division of Market Oversight
Allen Cooper
CFTC, New York Regional Office

(In the text of the amendments below, additions are underlined and deletions are bracketed and lined out.)

Rule 4.06. Closing Call for Exchange Futures and Options Contracts

- (b) Cotton No. 2, FCOJ, Financial and Index Contracts
- (i) The one (1) minute period prior to the close of trading shall be deemed the closing period for the Cotton No. 2, FCOJ, [Financial] USDX, and Index Futures and Options Contracts.
- (ii) Except for the USDX Futures and Options Contracts, the five (5) minute period prior to the close of trading shall be deemed the closing period for all Financial Futures and Options Contracts.
- (iii) Any Cotton No. 2 Futures or Options stop order of any type that is first elected during the close and any market-if-touched ("MIT") order that is first executable during the closing period shall be deemed accepted by the Floor Broker and given by the principal on a "not held" basis. Floor Brokers must always act diligently with respect to any orders they accept including, but not limited to, such stops and MITs in accordance with the Rules.

[REMAINDER OF RULE UNCHANGED]

Rule 4.07. Trading Hours

- (a) Unless otherwise directed by the Board, the trading hours of the Exchange shall be as follows:
- (ii) Financial Contracts

(B) Trading in all Financial Futures and Options Contracts will reopen on the Dublin Floor at [3]2:00 AM New York time.

[REMAINDER OF RULE UNCHANGED]

Rule 16.03. Last Trading Day

- (a) Except for the [euro-forint,] dollar-Canadian[,] and small dollar-Canadian [and-dollar-forint] contracts, the Last Trading Day in all Currency Futures Contracts deliverable in the current delivery month shall be the second (2nd) Business Day prior to the third (3rd) Wednesday of that month. If the Last Trading Day is a bank holiday in New York, New York or if the following Business Day (i.e., the first (1st) Business Day prior to the third (3rd) Wednesday) is a bank holiday in the country of the quoted currency, or in the country of the base currency, then the Last Trading Day in the Currency Futures Contract deliverable in the current delivery month shall be the preceding Business Day.
- [(b) The Last Trading Day in the euro forint contract deliverable in the current delivery month shall be the third (3rd) Business Day prior to the third (3rd) Wednesday of that month. If the Last Trading Day is a bank holiday in New York, New York or if the following Business Day (i.e., the second (2rd) Business Day prior to the third (3rd) Wednesday) is a bank holiday in the country of the quoted currency, or is not a euro-settlement day, then the Last Trading Day in the euro-forint contract deliverable in the current delivery month shall be the preceding Business Day.]

EXHIBIT A

([e]b) The Last Trading Day in the dollar-Canadian and small dollar-Canadian contracts deliverable in the current delivery month shall be the first (1st) Business Day prior to the third (3rd) Wednesday of that month. If the Last Trading Day is a bank holiday in New York, New York or in the country of the quoted currency then the Last Trading Day in dollar-Canadian and small dollar-Canadian contracts deliverable in the current delivery month shall be the preceding Business Day.

[(d) The Last Trading Day in the dollar forint contract deliverable in the current delivery month shall be the third (3rd) Business day prior to the third (3rd) Wednesday of that month. If the Last Trading Day is a bank holiday in New York, New York or in the country of the quoted currency then the Last Trading Day in the dollar forint contract deliverable in the current delivery month shall be the preceding Business Day.]